

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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IN RE PHARMACEUTICAL INDUSTRY	)	MDL NO. 1456
AVERAGE WHOLESALE PRICE	)	CIVIL ACTION: 01-CV-12257-PBS
LITIGATION	)	
THIS DOCUMENT RELATES TO:	)	JUDGE PATTI B. SARIS
International Union of Operating	)	
Engineers, Local No. 68 Welfare	)	
Fund v. AstraZeneca PLC, et al.	)	
Civil Action No. 04-11503-PBS	)	

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**DEFENDANT ZLB BEHRING LLC'S  
LOCAL RULE 16(D)(3) CERTIFICATION**

Defendant ZLB Behring LLC, by the attached, hereby submits its Local Rule 16.1(D)(3) certification.

By its attorneys:

/s/Michael DeMarco  
**Michael DeMarco (BBO #119960)**  
KIRKPATRICK & LOCKHART  
NICHOLSON GRAHAM LLP  
75 State Street  
Boston, MA 02109-1808  
(617) 261-3100  
Attorneys for Defendants  
ZLB Behring LLC

Dated: April 20, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that on April 20, 2005 a true and correct copy of Defendant ZLB Behring LLC's Local Rule 16.1(D)(3) Certification was served on all counsel of record by electronic means pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to Verilaw Technologies for posting and notification to all parties.

/s/ David M. Glynn  
David M. Glynn

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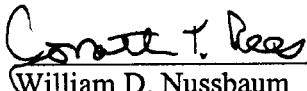
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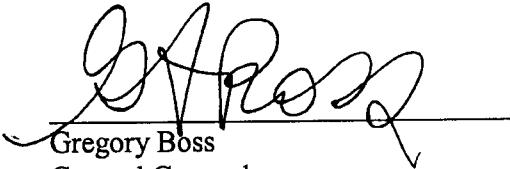
Pursuant to Local Rule 16.1(D)(3), defendant ZLB Behring LLC (f/k/a Aventis Behring LLC) and its attorneys hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course—and various alternative courses—for the above-captioned litigation and have conferred to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

By its attorneys:

ZLB BEHRING LLC

  
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